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February 3, 2009

Scott Frieling  
Allen Stewart, P.C.  
325 N. St. Paul St., Ste. 2750  
Republic Center  
Dallas, TX 75201

Re: Deposition of Peter G. Shields, M.D.  
Deposition Date: 09/26/2008  
Cathy Batton, Executrix of Estate of Dewey Batton v. CSX Transportation, Inc.  
Cause No.: 07 CVS 4453

Dear Mr. Frieling:

Enclosed for filing, please find the Court Reporter Affidavit pages to the Oral Deposition referenced above.

As of today's date we have not received the Original Deposition in our office.

If we can be further assistance to you, please do not hesitate to contact our office.

Respectfully yours,

Amanda Reyes  
HG LITIGATION SERVICES, L.P.

DH/jw  
Enclosure  
Frank J. Gordon

HG LITIGATION SERVICES, L.P.  
2501 OAK LAWN AVENUE 600 OAK LAWN PLAZA DALLAS, TEXAS 75219  
PHONE: 1-888-656-DEPO (3376) | FAX: 1-888-656-3275  
WEB: [www.hglitigation.com](http://www.hglitigation.com) | EMAIL: [info@hglitigation.com](mailto:info@hglitigation.com)

DALLAS HOUSTON LOS ANGELES AUSTIN BATON ROUGE DELAWARE JACKSON SAN FRANCISCO



The best partner a law firm could have.

October 7, 2008

Frank J. Gordon  
Millberg, Gordon & Stewart, PLLC  
1101 Haynes Street, Suite 104  
Raleigh, NC 27604

Certified Article Number

7160 3901 9845 9433 6824

SENDERS RECORD

Certified Article Number

7160 3901 9845 9433 6831

SENDERS RECORD

Re: Deposition of Peter G. Shields, M.D.  
Deposition Date: 09/26/2008  
Cathy Batton, Executrix of Estate of Dewey Batton v. CSX Transportation, Inc.  
Cause No.: 07 CVS 4453

Dear Frank Gordon

Please have your client read and sign the attached Oral Deposition, making any necessary changes on the Corrigendum page that is provided.

Please return the Original Read and Sign Deposition to this office within twenty (20) days or before October 27, 2008 for filing, as agreed by the parties.

If we can be further assistance to you, please do not hesitate to contact our office.

Respectfully yours,

Matt Lehocky  
HG Litigation Services, L.P.  
1-888-656-DEPO

DH/ml  
Enclosure

93178

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PETER G. SHIELDS, M.D.

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1 STATE OF MARYLAND  
2 COUNTY OF BALTIMORE

3 I, Linda A. Crockett, a Notary Public  
4 of the State of Maryland, do hereby certify  
5 that the within named, PETER G. SHIELDS, M.D.,  
6 was deposed at the time and place herein set  
7 out, and after having been duly sworn by me,  
8 was interrogated by counsel.

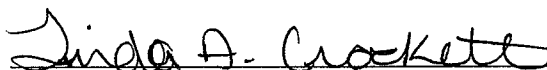
9 I further certify that the examination  
10 was recorded stenographically by me, and this  
11 transcript is a true record of the proceedings.

12 I further certify that the  
13 stipulations made herein were entered into by  
14 counsel in my presence.

15 I further certify that I am not of  
16 counsel to any of the parties, nor an employee  
17 of counsel, nor related to any of the parties,  
18 nor in any way interested in the outcome of  
19 this action.

20 As witness my hand and notarial seal  
21 this 2nd day of October, 2008.

22 My commission expires: December 1, 2008

23   
24 Notary Public

25 **Firm No. Dallas: 69 Houston: 373**